

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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EFRIAM DIAZ,

*Plaintiff,*

-against-

THOMAS LAVALLEY, *et al*,

*Defendants.*

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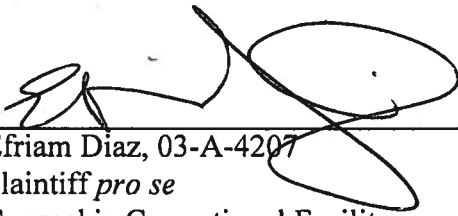
**STIPULATION AND  
ORDER OF  
DISCONTINUANCE  
PURSUANT TO RULE  
41(A)**

14-CV-1031

GTS/TWD

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned, plaintiff, Efraim Diaz, appearing *pro se*, and Eric T. Schneiderman, Attorney General of the State of New York, Nicole Haimson, Assistant Attorney General, of counsel, appearing for defendants, parties to the above entitled-action, that, whereas no party hereto is an infant or incompetent person for whom a committee has been appointed, and no person not a party has an interest in the subject matter of the action, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, plaintiff hereby discontinues this action with prejudice and without damages, costs, interest or attorneys fees.

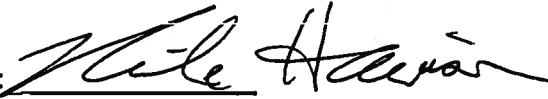
Dated: Coxsackie, New York  
Nov. 27<sup>th</sup>, 2015

  
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Efriam Diaz, 03-A-4207  
Plaintiff *pro se*  
Coxsackie Correctional Facility

Box 999  
Coxsackie, NY 12051

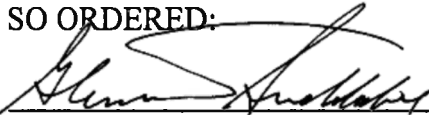
Dated: Albany, New York  
November 18, 2015

ERIC T. SCHNEIDERMAN  
Attorney General of the State of New York  
Attorney for the Defendants  
The Capitol  
Albany, New York 12224-0341

By:   
Nicole Haimson  
Assistant Attorney General, of Counsel  
Bar Roll No. 519339  
Telephone: (518) 776-2257  
Email: Nicole.Haimson@ag.ny.gov

Dated: Syracuse, New York  
December 10, 2015

SO ORDERED:



HON. GLENN T. SUDDABY  
UNITED STATES DISTRICT COURT JUDGE